

FILED

IN THE UNITED STATES DISTRICT COURT

UNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO

FOR THE DISTRICT OF NEW MEXICO

APR 24 2007

UNITED STATES OF AMERICA,

Plaintiff,

vs.

PHILLIP GARCIA,

Defendant.

MATTHEW J. DYKMAN
CLERK

CRIMINAL NO. 07-CR-188 JC

18 U.S.C. § 922(g)(1) and 18
U.S.C. § 924(a)(2): Felon in
Possession of a Firearm and
Ammunition.

INDICTMENT

The Grand Jury charges:

On or about the 22nd day of February, 2007, in Bernalillo County, State and District of New Mexico, the defendant, **PHILLIP GARCIA**, having been convicted of crimes punishable by imprisonment for a term exceeding one year, Robbery in the Second Judicial District Court for the State of New Mexico in case number CRCR 96-03943, Unlawful Taking of a Vehicle in the Second Judicial District Court for the State of New Mexico in case number CRCR 96-3943, Arson in the Second Judicial District Court for the State of New Mexico in case number CRCR 96-03943, Residential Burglary in the Second Judicial District Court for the State of New Mexico in case number CRCR 97-03978, Possession of a Deadly Weapon by a Prisoner in the Second Judicial District Court for the State of New Mexico in case number CR 99-00548, Receiving and Transferring a Stolen Vehicle in the Second Judicial District Court for the State of New Mexico in case number CR 99-03043, and Possession of a Controlled Substance in the Second Judicial District Court for

the State of New Mexico in case number CR 05-03651, did knowingly possess in and affecting commerce a firearm, to wit: a Ruger, Mark II Target, .22 LR caliber pistol, serial number 19-41283, and approximately six (6) rounds of .22 caliber ammunition.

In violation of 18 U.S.C. § 922(g)(1) and 18 U.S.C. § 924(a)(2).

FORFEITURE ALLEGATION

Upon conviction of the charged offense in the indictment, the defendant, **PHILLIP GARCIA**, shall forfeit to the United States pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), the firearm and all of the ammunition involved in the commission of the offense, included but not limited to the following:

- A. A Ruger, Mark II Target, .22 LR caliber pistol, serial number 19-41283 and;
- B. Six (6) rounds of .22 caliber ammunition.

A TRUE BILL

/S/
FOREPERSON